

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, FEBRUARY 25, 2003
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 10:13 a.m. The meeting was recessed by Mayor Murphy at 11:06 a.m. for the purpose of a break. Mayor Murphy reconvened the meeting at 11:11 a.m. with all Council Members present. Mayor Murphy recessed the meeting at 12:04 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Murphy at 2:12 p.m. with all Council Members present. Mayor Murphy recessed the meeting at 3:17 p.m. to convene the Redevelopment Agency. Mayor Murphy reconvened the regular meeting at 4:54 p.m. with all Council Members present. Mayor Murphy adjourned the meeting at 5:18 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

Clerk-Lane (gs/ek)

FILE LOCATION:

MINUTES

ITEM-300: ROLL CALL

Clerk Lane called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Billy Paul commented on certain issues surrounding the San Diego Chargers. Mr. Paul stated that the real problem is how the NFL distributes the income that is generated from the stadium.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:13 a.m. - 10:16 a.m.)

PUBLIC COMMENT-2:

Noel Neudeck expressed concerns in attempting to allow the operation of Segways on sidewalks and paths. Mr. Neudeck stated the importance of alerting property owners and pedestrians in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:17 a.m. - 10:20 a.m.)

PUBLIC COMMENT-3:

Jarvis Ross expressed several issues surrounding the Chargers' Task Force and certain items coming before the San Diego City Council.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:20 a.m. - 10:23 a.m.)

PUBLIC COMMENT-4:

Tom Arena commented on building a new stadium and was it really necessary. Mr. Arena mentioned older stadiums around the country still being used.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:23 a.m. - 10:25 a.m.)

PUBLIC COMMENT-5:

Eric Bowlby acknowledged the good reporting on the explanation of pollutants and the runoff into creeks, streams, and eventually our beaches.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:25 a.m. - 10:28 a.m.)

PUBLIC COMMENT-6:

Lani Lutar and Kevin Osborne introduced themselves as being part of a newly appointed commission for researching and writing a report on water quality.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:28 a.m. - 10:29 a.m.)

COUNCIL COMMENT:

COUNCIL COMMENT-1:

Council Member Atkins commented on the success of the 6th Annual Municipal Employees Association Blood Drive that was held in nine locations over two days. Council Member Atkins also wished to thank the Mayor and Council Member Madaffer for attending the ground breaking of the Metro Career Job Training Center.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 10:30 a.m. - 10:33 a.m.)

COUNCIL COMMENT-2:

Council Member Peters wished to thank everyone involved in the “Torrey Pines Race for Knowledge.” The benefit raised money for schools as well as the Torrey Pines Library. Council Member Peters invited everyone out to Interstate 5 to see the changed signs from Ardath Road to La Jolla Parkway.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 10:34 a.m. - 10:35 a.m.)

CITY MANAGER COMMENT:

None.

CITY ATTORNEY COMMENT:

None.

ITEM-330: Pacific Highlands Ranch Units 12-16.

Matter of the appeal by Louis E. Goebel, attorney for appellant Robert D. Barczewski from the decision of the Planning Commission in approving an application for a Vesting Tentative Map, Planned Development Permit and Site Development Permit for 47 single-family residences, 694 multi-family units, employment center and Senior/Junior High School site, 13.5 acre community park, dedication of public streets, grading, landscaping and improvements in the public right-of-way located south of Carmel Valley Road and east of Del Mar Heights Road in the RM-1-2, RM-1-3, RX-1-1, IP-2-1 and OC zones of the Pacific Highlands Ranch Subarea Plan.

(See City Manager Report CMR-03-023. VTM-1693/PDP-9181/SDP-9182/MEIR-41-0962. Carmel Valley Community Plan area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem A to deny the appeal, to uphold the decision of the Planning Commission, and to grant the permit; adopt the resolution in Subitem B to grant the map; and adopt the resolution in Subitem C:

Subitem-A: (R-2003-) APPEAL DENIED, UPHOLDING THE PLANNING COMMISSION'S DECISION; GRANTED PERMIT; ADOPTED AS RESOLUTION R-297679

Adoption of a Resolution granting or denying the appeal and granting or denying Planned Development Permit No. 9181/Site Development Permit No. 9182, with appropriate findings to support Council action.

Subitem-B: (R-2003-) GRANTED MAP; ADOPTED AS RESOLUTION R-297680

Adoption of a Resolution granting or denying Vesting Tentative Map No. 1693, with appropriate findings to support Council action.

Subitem-C: (R-2003-) ADOPTED AS RESOLUTION R-297681

Adoption of a Resolution certifying that the information contained in Findings to a Master Environmental Impact Report No. 41-0962 has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.) as amended, and the State guidelines thereto (California Administration Code Section 15000 et seq.), that the report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by the City Council;

That the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Findings to a Master Environmental Impact Report is hereby approved;

That pursuant to California Public Resources Code, Section 21081.6, the City Council hereby adopts the Mitigation Monitoring and Reporting Program or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment.

OTHER RECOMMENDATIONS:

Planning Commission on December 12, 2002, voted 6-0-0 to approve; was opposition.

Ayes: Garcia, Brown, Lettieri, Schultz, Steele, Anderson
Not present: Chase

There is no City Council recognized Community Planning Group for Subarea III - Pacific Highlands Ranch. For information purposes, plans for the proposed project were forwarded to the Carmel Valley Community Planning Group as the adjacent community.

The Carmel Valley Community Planning Board voted, on October 9, 2002, 12-0-1 and 7-4-2 on two motions.

CITY MANAGER SUPPORTING INFORMATION:

BACKGROUND

In October of 1992, the City Council adopted the North City Future Urbanizing Area Framework Plan. This framework plan established 5 subareas comprising 12,000 acres stretching easterly from Interstate 5 and Carmel Valley, to the Rancho Penasquitos and Rancho Bernardo communities. On July 20, 1999, the City Council adopted the Pacific Highlands Ranch Subarea III Plan.

Subarea III is located in the northwest portion of the NCFUA, and is bounded on the north by Black Mountain Ranch Subarea I to the north, Del Mar Mesa Subarea V to the south, Torrey Highlands Subarea IV lies to the east, and a portion of the developed Carmel Valley community lies to the west. The Pacific Highlands Ranch Subarea encompasses approximately 2,652 acres in the central portion of the North City Future Urbanizing Area. The Pacific Highlands Ranch Subarea land use plan includes approximately 1,300 acres (48 percent) of MHPA open space, up to 5,470 new residential units, three elementary schools, one junior high school, one senior high school, a community park, two neighborhood parks, a branch library, fire station, employment center, transit center, a private high school/church facility, and a mixed-use core. Extensive multiple use, equestrian, hiking, biking and walking trails are proposed throughout the subarea to connect the neighborhoods to schools, the town center, and other regional trail systems.

The Pacific Highlands Ranch Units 12-16 project site includes 248.85-acres and is located primarily in the south-central portion of the oddly shaped Subarea III. The project site is designated by the Pacific Highlands Ranch Subarea Plan for a variety of land uses including a High School, Low Density Residential, and Peripheral Residential. Elevations on-site range from approximately 306 feet above average mean sea level (AMSL) on the mesas throughout the site, to approximately 138 feet above AMSL in the southern project area, just north of Carmel Valley and McGonigle Canyon. Except for existing access roads, construction easements and off-site developed or developing areas to the west and north, the site and surrounding areas are currently being used for rural agricultural purposes. A small remnant area of native chapparral and coastal sage scrub vegetation within the MHPA open space exist in the area west of Unit 12 and Carmel Valley Road. Trails and disturbed areas are scattered throughout the site.

The proposed project implements portions of the Pacific Highlands Ranch Subarea Plan. Units 12-16 represent one phase of an on-going, long-term development effort to establish a master

planned mixed-use community that emphasizes resource protection, pedestrian linkages, community facilities, and residential neighborhoods that provide a mix of housing types.

Previously approved phases include Pacific Highlands Ranch Unit 1 (97 single-family homes) approved on January 20, 2000, Pacific Highlands Ranch Units 2-4 (287 single-family homes, 92 affordable housing units, and an Elementary School site) approved on July 19, 2001 and Pacific Highlands Ranch Units 5-11 (999 single-family dwelling units, 108 affordable housing units, a 15-acre elementary school/neighborhood park site, a 2.6-acre private community recreation center) approved on September 24, 2002. Other projects previously approved by the Planning Commission include the Kasai Mondeck Property comprised of 74 dwelling units, the Barczewski Property comprised of 132 dwelling units, and the Cathedral High School Project. Pacific Highlands Ranch Units 17-22 have been submitted and are currently being reviewed by City staff.

At the hearing of December 12, 2002, the Planning Commission certified the Findings to the Pacific Highlands Ranch Subarea III Plan Master EIR (LDR-96-7918) and approved the Pacific Highlands Ranch Units 12-16 project, including Vesting Tentative Map No. 1693; Planned Development Permit No. 9181; Site Development Permit No. 9182. At that hearing several persons spoke in favor and in opposition to the project.

FISCAL IMPACT:

All costs associated with the processing of this project are paid from a deposit account maintained by the applicant.

Ewell/Christiansen/JSF

LEGAL DESCRIPTION:

The project site is located north of the proposed SR-56 alignment and south of Del Mar Heights/Carmel Valley Roads. Unit 12 of the project borders the west side of Carmel Valley Road and Units 13 and 14 border the east side. Units 15 and 16 are to the east. The project is in the Pacific Highlands Ranch Subarea III Planning Area of the North City Future Urbanizing Area (NCFUA) and is more particularly described as a Subdivision of Parcel 3 of Parcel Map No. 18971/Assessors Parcel Numbers 305-031-05, 305-040-01, and -05, occupying a portion of the west half of the northwest quarter of Section 15, Township 14 South, Range 3 West, San Bernardino Base and Meridian, in the City of San Diego, County of San Diego, State of California.

FILE LOCATION: SUBITEMS A, B & C: LUP - Pacific Highlands Ranch,
Units 12-16, 02/25/03 (65)

COUNCIL ACTION: (Time duration: 2:48 p.m. - 3:17 p.m.)

Testimony in opposition by Louis E. Goebel, Robert C. Barczewski and Beatrice Beck.

Testimony in favor by Randi Cooper Smith.

MOTION BY PETERS TO ADOPT THE RESOLUTION IN SUBITEM A TO DENY THE APPEAL, TO UPHOLD THE DECISION OF THE PLANNING COMMISSION, AND TO GRANT THE PERMIT; ADOPT THE RESOLUTION IN SUBITEM B TO GRANT THE MAP; AND ADOPT THE RESOLUTION IN SUBITEM C. Second by Lewis. Passed by the following vote: Peters-yea, Zucchett-yea, Atkins-yea, Lewis-yea, Maienschein-nay, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-331: Sorrento Valley Road Reuse Project PTS-2698.

Matter of approving, conditionally approving, modifying or denying a Street Vacation, Torrey Pines Community Plan, Local Coastal Program, and Progress Guide and General Plan Amendment to close and vacate Sorrento Valley Road from Carmel Valley Road to Carmel Mountain Road, and remove its classification as a two-lane major street from the circulation element.

Alternate Actions related to the vacation of Sorrento Valley Road, between Carmel Mountain Road and Carmel Valley Road, and the implementation of either the Pedestrian Trail/Multi-Use Path Option (Option 1) or the Park Road/Multi-Use Path Option (Option 2). Option 1 consists of a paved multi-use path (bicycle and pedestrian only), an adjacent soft-surface trail, and a soil path along the closed roadway segment. Option 2 consists of a two-way, limited access road and a path from the south closure point to City of San Diego Sewer Pump Station No. 65; and a northbound paved vehicle travel lane, a paved multi-use path (bicycle and pedestrian) and a soil path from the pump station to the north closure point.

The Street Vacation, Torrey Pines Community Plan, Local Coastal Program, and Progress Guide and General Plan Amendment to close and vacate Sorrento Valley Road from Carmel Valley Road to Carmel Mountain Road, and remove its

circulation element classification as a two-lane major street is located in the Coastal Zone; therefore the City Council's decision requires amending the City's Local Coastal Program.

The final decision on this Street Vacation, Community Plan, Local Coastal Program, and Progress Guide and General Plan Amendment to close and vacate Sorrento Valley Road from Carmel Valley Road to Carmel Mountain Road, and remove its circulation element classification as a two-lane major street will be with the California Coastal Commission. The City of San Diego must submit this as an amendment for certification to the Coastal Commission. The amendment is not effective in the Coastal Zone until the Coastal Commission unconditionally certifies the amendment. If you wish to be noticed of the Coastal Commission hearing on this issue, you must submit a request in writing to the Engineering and Capital Projects Department, Steve Frick, Project Manager at (619) 533-3785 at least five working days prior to the meeting.

(EIR-42-0026/Amending PG&GP/SV. Torrey Pines Community Plan area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the Resolutions in Subitems A and B, and C or D:

Subitem-A: (R-2003-975) ADOPTED AS AMENDED AS RESOLUTION R-297682

Adoption of a Resolution certifying that the information contained in Environmental Impact Report LDR-42-0026, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations Section 15000 et seq.), that the report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the Sorrento Valley Road Reuse Project;

That pursuant to California Public Resources Code Section 21081 and California Code of Regulations Section 15091, the City Council adopts the findings made with respect to the project;

That pursuant to California Code of Regulations Section 15093, the City Council adopts the Statement of Overriding Considerations with respect to the project;

That pursuant to California Public Resources Code Section 21081.6, the City Council adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment;

That the City Clerk is directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

Subitem-B: (R-2003-976) ADOPTED AS AMENDED AS RESOLUTION R-297683

Adoption of a Resolution amending the Torrey Pines Community Plan and Local Coastal Program Land Use Plan, a copy of which is on file in the office of the City Clerk;

That the Council adopts an amendment to the Progress Guide and General Plan for the City of San Diego to incorporate the above amended plan;

That this amendment is not effective until unconditionally certified by the California Coastal Commission.

Subitem-C: (R-2003-977) ADOPTED AS AMENDED AS RESOLUTION R-297684

Option 1

Adoption of a Resolution certifying that the street as more particularly shown on Drawing No. 19781-B, and described in the legal description marked as Exhibit "A," on file in the office of the City Clerk which is by this reference incorporated herein and made a part hereof, is ordered vacated, reserving therefrom the following easements across the entire area of the vacated street: (1) a pedestrian and non-motor vehicular right-of-way for public ingress and egress together with the right to construct, operate and repair facilities to enhance the enjoyment and safety of such use; (2) a general utility easement for the construction, operation and repair of utility facilities such as, but not limited to, water, drainage, and sewer facilities together with the right of ingress and egress for that purpose; (3) an emergency access easement for ingress and egress of emergency vehicles of all kinds; (4) the rights of any public utility, pursuant to any existing franchise

agreement or renewals thereof, at any time, or from time to time, to construct, maintain, operate, and repair overhead or underground lines or pipes, conduits, cables, wires, poles, and other structures, equipment for the transportation of communication signals, and for the transportation and distribution of electrical energy and natural gas, together with all appurtenances thereto, including the right of ingress and egress to such facilities across the above-described portions of the street to be vacated.

That the resolution shall not become effective unless and until the following condition has been met:

a. Adequate turn-around areas must be constructed at the north and south ends of the road closure to the satisfaction of the City Engineer.

The above conditions must be completed within three years following the adoption of this resolution, or this resolution shall become void and be of no further force or effect.

That the City Engineer shall advise the City Clerk of the completion of the aforementioned public improvement, and the City Clerk shall cause a certified copy of this resolution, with drawing and exhibit, attested by him under seal, to be recorded in the office of the County Recorder.

OR

Subitem-D: (R-2003-1015)

FILED

Option 2

Adoption of a Resolution certifying that the street as more particularly shown on Drawing No. 19781-B, and described in the legal description marked as Exhibit "A," on file in the office of the City Clerk which is by this reference incorporated herein and made a part hereof, is ordered vacated, reserving therefrom the following easements across the entire area of the vacated street: (1) a pedestrian and non-motor vehicular right-of-way for public ingress and egress together with the right to construct, operate and repair facilities to enhance the enjoyment and safety of such use; (2) a limited vehicular right-of-way for public ingress and egress for park purposes during posted park hours as determined by the City Manager, together with the right to construct, operate and repair facilities to enhance the enjoyment and safety of such use; (3) a general utility easement for the construction, operation and repair of utility facilities such as, but not limited

to, water, drainage, and sewer facilities together with the right of ingress and egress for that purpose; (4) an emergency access easement for ingress and egress of emergency vehicles of all kinds;

(5) the rights of any public utility, pursuant to any existing franchise agreement or renewals thereof, at any time, or from time to time, to construct, maintain, operate, and repair overhead or underground lines or pipes, conduits, cables, wires, poles, and other structures, equipment for the transportation of communication signals, and for the transportation and distribution of electrical energy and natural gas, together with all appurtenances thereto, including the right of ingress and egress to such facilities across the above-described portions of the street to be vacated.

That the resolution shall not become effective unless and until the following condition has been met:

a. Adequate turn-around areas must be constructed at the north and south ends of the road closure to the satisfaction of the City Engineer.

The above conditions must be completed within three years following the adoption of this resolution, or this resolution shall become void and be of no further force or effect.

That the City Clerk shall cause a certified copy of this resolution, with drawing and exhibit, attested by him under seal, to be recorded in the office of the County Recorder.

OTHER RECOMMENDATIONS:

Planning Commission on January 30, 2003 voted 5-0 to approve; no opposition.

Ayes: Anderson, Chase, Steele, Schultz, Lettieri
Not present: Garcia, Brown

The Torrey Pines Community Planning Group has recommended approval of this project.

SUPPORTING INFORMATION:

On March 27, 2001, the City Council adopted Resolution R-294697 directing the City Manager to return to City Council with an action to amend the Torrey Pines Community Plan and Local

Coastal Program to delete Sorrento Valley Road, between Carmel Valley Road and Carmel Mountain Road, as part of the traffic circulation system. City Council Resolution R-294697 further directed the City Manager to return with information on the redevelopment of Sorrento Valley Road with two options for consideration: 1) a recreational amenity for pedestrians and bicyclists, and 2) a limited, one-way vehicular access road open during daylight hours in combination with a pedestrian and bicycle pathway.

The Engineering and Capital Projects Department has prepared both project options and these have been analyzed in Environmental Impact Report LDR-42-0026. The Pedestrian Trail/Multi-Use Path option is the environmentally preferred alternative.

On October 10, 2002, the Torrey Pines Community Planning Group voted 8-0-0 to recommend deleting a portion of Sorrento Valley Road and recommended approval of the community plan amendment for the pedestrian trail and multi-use path option. The Sorrento Valley Road Reuse Task Force has made the same recommendation.

The Planning Commission considered the proposed Torrey Pines Community Plan and Local Coastal Program Amendment and Street Vacation on January 30, 2003. The Planning Commission voted 5-0-0 recommending approval of the project deleting a portion of Sorrento Valley Road and implementation of the Pedestrian Trail/Multi-Use Path Option. Staff concurs.

The proposed street vacation should be considered in the context of recent development of the adjacent roadway network. When Sorrento Valley Road was temporarily detoured in 1995 due to the construction of State Route 56, the existing roadway network was not as developed as it is today and is going to be in the near future. At that time, Carmel Mountain Road and El Cajon Road from Sorrento Valley Road to State Route 56 were utilized from the temporary detour of Sorrento Valley Road. In 2002, Caltrans started the construction of the Interstate 5/Interstate 805 dual freeway which included the planned Interstate 5/Carmel Mountain Road interchange. In 2003, Vista Sorrento Parkway was completed from Sorrento Valley Boulevard to Carmel Mountain Road, providing a north/south frontage road adjacent to the freeway from Mira Mesa Boulevard to State Route 56.

Staff recommends the City Council certify EIR LDR No. 42-0026 with adoption of findings and statement of overriding considerations and adoption of Mitigation Monitoring and Reporting Program, approve the street vacation and adopt the Community Plan and Local Coastal Program Amendment with the Pedestrian Trail/Multi-Use Path option.

FISCAL IMPACT:

Funds for the Sorrento Valley Road project are allocated in CIP-52-330.0.

Ewell/Christiansen/DNJ

LEGAL DESCRIPTION:

The proposal consists of the vacation of Sorrento Valley Road, between Carmel Mountain Road and Carmel Valley Road, and the implementation of either the "Pedestrian Trail/Multi-Use Path Option" or "Park Road/Multi-Use Path Option." The Pedestrian Trail/Multi-Use Path Option consists of a paved multi-use path, an adjacent soft-surface trail, and a stabilized soil side path along the closed roadway segment. The Park Road/Multi-Use Path Option consists of a two-way, limited access road and a stabilized soil side path from the south closure point to City of San Diego Sewer Pump Station No. 65; and a northbound paved vehicle travel lane, a paved multi-use path, and a stabilized soil side path from the pump station to the north closure point. These two options will be described and analyzed within the EIR at equal levels of detail to afford the decision makers the ability to approve either option without the need for additional environmental review and documentation.

FILE LOCATION: SUBITEM A: LUP - Sorrento Valley Road Reuse Project
PTS-2698 02/25/03 (65);
SUBITEM B: LAND - Progress Guide & General Plan
Torrey Pines Community Plan (09);
SUBITEMS C & D: STRT - J - 2947 (39)

COUNCIL ACTION: (Time duration: 10:35 a.m. - 12:04 p.m.; 2:12 p.m. - 2:48 p.m.)

Testimony in opposition by Richard Schulman, Ty Miller, April Bailey, Erik Bruvold, Chris Collins, Allan Edwin, Grazyna Krajewska, and Robin Jackman.

Testimony in favor by Carolyn Chase, John Quirk, Kathryn Burton, Mel Hinton, Jim Peugh, Bob Lewis, Douglas Lappi, Jan McMillan, Gigi Bainbridge, Diana Bergen, Billy Paul, Devore Smith, Eric Bowlby, Lee Harvey, Isabelle Kay, Bob Wright, Jim Baross, and Chris Terzich.

MOTION BY PETERS TO ADOPT THE RESOLUTIONS FOR SUBITEMS A, B AND C WITH THE FOLLOWING AMENDMENTS AND TO FILE SUBITEM D:

SUBITEM A, CERTIFYING THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT LDR NO. 42-0026 HAS BEEN COMPLETED IN COMPLIANCE WITH CEQA, THAT IT REFLECTS THE INDEPENDENT

JUDGMENT OF THE CITY OF SAN DIEGO AND THAT THE INFORMATION CONTAINED IN THE EIR HAS BEEN REVIEWED AND CONSIDERED IN CONNECTION WITH THE ADOPTION OF THE SORRENTO VALLEY ROAD REUSE PROJECT; THAT THE CITY COUNCIL ADOPTS THE FINDINGS, THE STATEMENT OF OVERRIDING CONSIDERATIONS AND THE MITIGATION, MONITORING AND REPORTING PROGRAM, ALL MADE WITH RESPECT TO THE PROJECT.

SUBITEM B, AMENDING THE TORREY PINES COMMUNITY PLAN AND LOCAL COASTAL PROGRAM LAND USE PLAN AND AN AMENDMENT TO THE CITY OF SAN DIEGO PROGRESS GUIDE AND GENERAL PLAN BY INCORPORATING THE AMENDED TORREY PINES COMMUNITY PLAN AND LOCAL COASTAL PROGRAM LAND USE PLAN.

SUBITEM C, ADOPTING THE FINDINGS AND AUTHORIZING THE VACATION OF SORRENTO VALLEY ROAD BETWEEN CARMEL MOUNTAIN ROAD AND CARMEL VALLEY ROAD UNDER OPTION 1 IN THE MANAGER'S REPORT, THE PEDESTRIAN AND BICYCLE PATH WITH RELATED IMPROVEMENTS.

ADD TWO ADDITIONAL ITEMS. 1) WITH RESPECT TO THE DECELERATION LANE, THAT THE DECELERATION LANE ON EL CAMINO REAL INTO THE SAN RAFAEL DEVELOPMENT BE ADDED AS PART OF THE SCOPE OF WORK FOR THE REUSE DESIGN; AND, 2) THAT THE CITY MANAGER BE DIRECTED TO WORK WITH CALTRANS IN THE PLANNING OF THE INTERCHANGE FOR CARMEL MOUNTAIN ROAD TO PROMOTE BICYCLE AND PEDESTRIAN ACCESS TO THE PARK.

ACCEPT MAYOR MURPHY'S REQUEST TO FURTHER AMEND SUBITEM C BY DELETING ITEM NUMBER 2(A) ON PAGE 4 UNDER OPTION 1, WHICH READS: "THAT THE RESOLUTION SHALL NOT BECOME EFFECTIVE UNLESS AND UNTIL THE FOLLOWING CONDITION HAS BEEN MET: (A) ADEQUATE TURN-AROUND AREAS MUST BE CONSTRUCTED AT THE NORTH AND SOUTH ENDS OF THE ROAD CLOSURE TO THE SATISFACTION OF THE CITY ENGINEER."

Second by Zucchet. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-nay, Frye-yea, Madaffer-nay, Inzunza-yea, Mayor Murphy-yea.

ITEM-332: Construction of Core District Offsite Improvements.

(See Centre City Development Corporation Report CCDC-03-02. Centre City Community Area. District-2.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-962) ADOPTED AS RESOLUTION R-297685

Resolution of the City Council of the City of San Diego making certain findings with respect to the payments for construction of certain improvements on portions of 7th, 8th, 9th, and 10th Avenues from "C" Street to Broadway in the Core Redevelopment District of the Expansion Sub Area of the Centre City Redevelopment Project.

NOTE: See the Redevelopment Agency Agenda of 2/25/2003 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 4:54 p.m. - 4:54 p.m.)

MOTION BY ZUCCHET TO ADOPT. Second by Atkins. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-333: North Embarcadero Project Management and Design Funding.

(See Centre City Development Corporation Report CCDC-03-02/CCDC-03-05 dated 2/5/2003. (Columbia Sub Area of the Centre City Redevelopment Project. Centre City Community Area. District-2.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-960) ADOPTED AS RESOLUTION R-297686

Authorizing the Centre City Development Corporation to expend \$240,000 to satisfy the City's share of the project management and architecture and Engineering Services costs for the schematic design portion of the North Embarcadero Alliance Visionary Plan.

NOTE: See the Redevelopment Agency Agenda of 2/25/2003 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 4:54 p.m. - 4:54 p.m.)

MOTION BY ZUCCHET TO ADOPT. Second by Atkins. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-334: Second Public Hearing - Annual Appropriation Ordinance to Reallocate Monies to the General Fund to Cover Budget Shortfalls for Fiscal Year 2002-2003.

CITY MANAGER'S RECOMMENDATION:

Hold the second public hearing and introduce and adopt the following ordinance:

(O-2003-117) INTRODUCED AND ADOPTED AS ORDINANCE O-19153,
WITH DIRECTION

Introduction and adoption of an Ordinance amending the Annual Appropriation Ordinance to reallocate monies to the General Fund to cover budget shortfalls for Fiscal Year 2002-2003.

NOTE: Today's action is the second public hearing and introduction and adoption of the ordinance. See Item 201 on the docket of Monday, February 24, 2003 for the first public hearing.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 4:55 p.m. - 5:10 p.m.)

MOTION BY MAIENSCHIN TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE WITH DIRECTION BY COUNCIL MEMBER ATKINS THAT THE CITY MANAGER KEEP THE COUNCIL APPRISED NOW AND WHEN THE BROADER DISCUSSION IS HELD IN MARCH OF WHAT FURTHER CUTS IN THE BUDGET MAY BE MADE AND HOW THAT MIGHT IMPACT COMMUNITIES WITHIN THE CITY. WHEN THE CITY MANAGER GIVES HIS REPORT FOR 2004 ON MARCH 17TH, 2003, HE WILL GIVE A PROGRESS REPORT ON REVENUES FOR 2003, ON HOW SHORTFALLS ARE BEING ADDRESSED, AND IDENTIFY WHAT ADDITIONAL REDUCTIONS HAVE BEEN MADE AND WHAT IS BEING DONE TO MAKE THOSE REDUCTIONS. COUNCIL MEMBER ATKINS REQUESTED THAT SHE BE KEPT INFORMED IN ADVANCE OF WHAT MONIES WILL BE TAKEN FROM HER DISTRICT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-nay, Atkins-nay, Lewis-yea, Maienschein-yea, Frye-nay, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 5:11 p.m. in honor and the memory of:

Ewart Thompson as requested by Council Member Zucchet;
Mabel Evelyn McKain as requested by Council Member Atkins;
Phyllis Toliver as requested by Council Member Charles L. Lewis;
John Rose as requested by Mayor Dick Murphy.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 5:18 p.m.)